

1 E. JEFFREY GRUBE (SB# 167324)
KATHERINE C. HUIBONHOA (SB# 207648)
2 LAURA B. SCHER (SB# 243754)
PAUL, HASTINGS, JANOFSKY & WALKER LLP
3 55 Second Street
Twenty-Fourth Floor
4 San Francisco, CA 94105-3441
Telephone: (415) 856-7000
5 Facsimile: (415) 856-7100
jeffgrube@paulhastings.com
6 katherinehuibonhoa@paulhastings.com
laurascher@paulhastings.com

7 Attorneys for Defendants
8 UPS GROUND FREIGHT, INC., OVERNITE TRANSPORTATION
COMPANY, and MOTOR CARGO

9 JOSEPH CLAPP, ESQ., (SB# 099194)
10 HERRON & HERRON
18360 Sonoma Highway
11 Sonoma, California 95476-4328
Telephone: 707/933-4430
12 Facsimile: 707/933-4431
joeclapp@herron-herron.com

13 Attorneys for Plaintiffs
14

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA
17

18 JAVIER MUNOZ, an individual; STEVEN
TILLER, an individual; KEVIN LAY, an
19 individual; JAMES WYNN, an individual;
individually, on behalf of the general
20 public, and on behalf of all others similarly
situated,

21 Plaintiffs,

22 vs.

23 UPS GROUND FREIGHT, INC., a
24 business entity form unknown; UPS
FREIGHT, a business entity, form
25 unknown; OVERNIGHT
TRANSPORTATION COMPANY, a
26 business entity, form unknown; MOTOR
CARGO, a business entity, form unknown,

27 Defendants.
28

Case No. C07-00970 MJJ

**STIPULATION TO EXTEND TIME FOR
DEFENDANTS TO RESPOND TO
PLAINTIFFS' FIRST AMENDED
COMPLAINT FOR WAGES**

Pursuant to Northern District of California Local Rule 6-1(a), Plaintiffs Javier Munoz, Steven Tiller, Kevin Lay, and James Winn (collectively "Plaintiffs"; *James Winn erroneously identified as James Wynn*) and Defendants UPS Ground Freight, Inc. ("*UPS Freight*" is a service mark used as a brand name and not a separate entity), Overnite Transportation Company, (*erroneously identified as Overnight Transportation Company*) and Motor Cargo ("Defendants") hereby stipulate that the deadline for all Defendants to file and serve their responses to Plaintiffs' First Amended Complaint for Wages in this action shall be extended to twenty-five calendar days after Plaintiffs serve their First Amended Complaint.

DATED: April ____, 2007

PAUL, HASTINGS, JANOFSKY & WALKER LLP

By: _____

KATHERINE C. HUIBONHOA

Attorneys for Defendants
UPS GROUND FREIGHT, INC., OVERNITE
TRANSPORTATION COMPANY, and MOTOR
CARGO

DATED: April 5, 2007

HERRON & HERRON

By: _____

JOSEPH CLAPP

Attorneys for Plaintiffs JAVIER MUNOZ, *et al.*

Pursuant to Northern District of California Local Rule 6-1(a), Plaintiffs Javier Munoz, Steven Tiller, Kevin Lay, and James Wynn (collectively "Plaintiffs"; James Winn erroneously identified as James Wynn) and Defendants UPS Ground Freight, Inc. (*"UPS Freight" is a service mark used as a brand name and not a separate entity*), Overnite Transportation Company, (*erroneously identified as Overnight Transportation Company*) and Motor Cargo ("Defendants") hereby stipulate that the deadline for all Defendants to file and serve their responses to Plaintiffs' First Amended Complaint for Wages in this action shall be extended to twenty-five calendar days after Plaintiffs serve their First Amended Complaint.

DATED: April 5, 2007

PAUL, HASTINGS, JANOFSKY & WALKER LLP

By: 

KATHERINE C. HUIBONHOA

Attorneys for Defendants
UPS GROUND FREIGHT, INC., OVERNITE
TRANSPORTATION COMPANY, and MOTOR
CARGO

DATED: April _____, 2007

HERRON & HERRON

By: _____

JOSEPH CLAPP

Attorneys for Plaintiffs JAVIER MUNOZ, et al.



DECLARATION OF KATHERINE C. HUIBONHOA

I, Katherine Huibonhoa, declare:

1. I am an attorney at law licensed to practice before the Courts of the State of California and before this Court. I am an associate with the law firm of Paul, Hastings, Janofsky & Walker LLP ("Paul Hastings"), attorneys for Defendants UPS Ground Freight, Inc., Overnite Transportation Company, and Motor Cargo ("Defendants"). If called as a witness, I would and could competently testify thereto to all facts within my personal knowledge except where stated upon information and belief.

2. Upon information and belief, Defendant "UPS Freight" is a service mark used by Defendant UPS Ground Freight, Inc. as a brand name, and is not a separate legal entity.

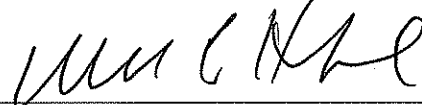
3. Parties have agreed to accept service of Plaintiffs' First Amended Complaint, which has not been filed.

4. There is good cause to extend the time for Defendants to respond to Plaintiffs' First Amended Complaint, so that Defendants can have adequate time to (a) evaluate the First Amended Complaint and its allegations, and (b) prepare a response.

5. Consistent with L.R. 6-1(a), the parties do not ask the Court to alter the date of any event or any deadline already fixed by Court order.

I declare under penalty of perjury under the laws of the State of California and the United States that the foregoing is true and correct.

Executed this 5 day of April, 2007, at San Francisco, California.



Katherine C. Huibonhoa

LEGAL_US_W # 55978827.2